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8      Attorneys for Plaintiff  
9      HOLLYNN D'LIL

10     UNITED STATES DISTRICT COURT  
11     NORTHERN DISTRICT OF CALIFORNIA

12     HOLLYNN D'LIL,

13     CASE NO. 07-2678 BZ  
14     Plaintiff,  
15     Civil Rights

16     v.

17     EAST WEST CAFÉ; HISAM SHABOON;  
18     DOE TRUST 1; DAVID R. MADSEN;  
19     CARLEEN MADSEN; HARRY E. POLLEY;  
20     JEAN E. POLLEY; and DOES 2 through 50,  
21     Inclusive,

22     Defendants.  
23     /  
24     **PLAINTIFF'S REQUEST FOR  
25     DISMISSAL OF RETAINED  
26     JURISDICTION WITH PREJUDICE;  
27     [Proposed] ORDER**

28     **TO THE COURT:**

29     By Order entered on March 28, 2008, the Court dismissed this action with prejudice, but  
30     with retained jurisdiction to interpret and enforce the terms of the written settlement agreement,  
31     including injunctive relief. The parties now request that the court discharge its maintenance of  
32     jurisdiction. Both plaintiff HolLynn D'Lil and her consultant Karl Danz have inspected the  
33     remediations and confirm that defendants have fully complied with terms.

34     Therefore, plaintiff requests that the Court discharge its retained jurisdiction with  
35     ////

1 prejudice.

2  
3 Dated: November 8, 2008

THIMESCH LAW OFFICES  
TIMOTHY S. THIMESCH, ESQ.  
GENE FARBER, ESQ. – Of Counsel

5 /S/ Signature Authorized  
6 Attorneys for Plaintiff  
HOLLYNN D'LIL

7 **APPROVED AS TO FORM:**

8 Dated: Nov. \_\_, 2008

PETER C. DeGOLIA, ESQ.  
CLEMENT, FITZPATRICK & KENWORTHY

9  
10 //Signature Authorized//  
11 Attorneys for Defendants  
DAVID R. MADSEN, CARLEEN MADESEN, HARRY  
E. POLLEY, and JEAN POLLEY

12 Dated: Nov. \_\_, 2008

LESLIE R. PERRY, ESQ.  
DAPHNE A. BELETSIS, ESQ.  
PERRY, JOHNSON, ANDERSON, MILLER &  
MOSKOWITHZ, LLP

13  
14 //Signature Authorized//  
15 Attorneys for Defendants  
16 DAVID R. MADSEN, CARLEEN MADESEN, HARRY  
17 E. POLLEY, and JEAN POLLEY

18  
19 SO ORDERED.

20  
21 Dated: November 10, 2008

  
22  
23 HON. BERNARD ZIMMERMAN  
24 U.S. MAGISTRATE JUDGE

25 **THE CLERK SHALL CLOSE THE**  
26 **FILE.**